

1 Honorable Marsha J. Pechman  
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8 UNITED STATES DISTRICT COURT  
9 FOR THE WESTERN DISTRICT OF WASHINGTON  
10 AT SEATTLE

11 APPLE INC., a California corporation,  
12 Plaintiff,

13 Misc. Case No. 12MC27

14 v.  
15 SAMSUNG ELECTRONICS CO., LTD., a Korean  
16 business entity; SAMSUNG ELECTRONICS  
17 AMERICA, INC., a New York corporation;  
18 SAMSUNG TELECOMMUNICATIONS  
19 AMERICA, LLC, a Delaware limited liability  
20 company,

21 Defendants.

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1 I, Patrick Schmidt, declare:

2 1. I am a member of the bar of the State of California. I am an attorney with Quinn  
3 Emanuel Urquhart & Sullivan, LLP, counsel for Samsung Electronics Co., Ltd.; Samsung  
4 Electronics America, Inc.; and Samsung Telecommunications America, LLC (collectively  
5 "Samsung") in this action. I have personal knowledge of the following facts, and would  
6 competently testify to them if called upon to do so.

7 2. Attached hereto as Exhibit A is a true and correct copy of the third-party  
8 subpoena served by Samsung on Microsoft Corp. on February 27, 2012.

9 3. Attached hereto as Exhibit B is a true and correct copy of United States Patent  
10 7,933,632 issued to Flynt et al. and assigned to Microsoft Corp.

11 4. Attached hereto as Exhibit C are true and correct copies of email correspondence  
12 between myself and counsel for Microsoft Corp., which were sent for the purpose of meeting  
13 and conferring as to the requests contained in the Subpoena at Exhibit A.

14 I declare under penalty of perjury under the laws of the United States that the foregoing  
15 is true and correct.

16 Executed in Los Angeles, California on March 17, 2012.

17 By \_\_\_\_\_  
18 \_\_\_\_\_  
19 Patrick T. Schmidt

Respectfully submitted,

## FROMMER LAWRENCE & HAUG LLP

Dated: March 19, 2012

By: s/ Mark P. Walters

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*Attorneys for Defendants SAMSUNG ELECTRONICS CO., LTD.; SAMSUNG ELECTRONICS AMERICA, INC.; and SAMSUNG TELECOMMUNICATIONS AMERICA, LLC*

## CERTIFICATE OF SERVICE

I, Mark P. Walters, hereby certify that on March 19, 2012, I caused the foregoing to be served on the following parties by e-mail and/or the Court Electronic Filing System (ECF):

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